IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

LETTERS PATENT APPEAL NO.51 OF 2004
IN
CIVIL APPLICATION NO.1309 OF 2002
IN
WRIT PETITION NO.1703 OF 2001

Shankar Laxman Ukhale — Appellant
vs.

The Chief Executive Officer,
Zilla Parishad, Solapur. — Respondent

Mr.Nitin Muley i/b. Mr.G.S.Godbole for the appellant.

Mr.Vijay Killedar i/b.Mr.Nitin Jamdar for the respondent.

CORAM : R. M. LODHA &
R. S. MOHITE,JJ.

DATED : 25th April 2005

P.C.

Heard.

2. The learned Single Judge was of the view that in view of the decision of the learned Single Judge of this Court in the case of Chief Executive Officer, Zilla Parishad, Ahmednagar v. Daulat Narsingrao Deshmukh & anr., 2001(1) Mh.L.J. 543 which itself is based on the judgment of the Supreme Court reported in Delhi Development Horticulture Employees Union v. Delhi Administration, A.I.R.1992 SC 789 and other decisions of this Court, the present appellant being muster assistant

is not entitled to regularisation of his service. In view thereof, the learned Single Judge declined the relief to the present appellant under Section 17B of I.D.Act, 1947.

3. We do not find any legal infirmity in the approach of the learned Single Judge warranting interference by us in Letters Patent Appeal.

4. Letters Patent Appeal is, accordingly, dismissed in limine.

(R.M. LODHA,J.)

(R.S. MOHITE,J.)